



Atty. Docket No. STE01 P1167

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 3637
Applicant : Paul L. Tupper et al.
Appln. No. : 10/804,717
Filing Date : March 19, 2004
Confirmation No. : 7496
For : **PEDESTAL SYSTEM**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

PETITION UNDER 37 C.F.R. §1.47

Pursuant to 37 C.F.R. §1.47, Applicants have been unable to locate one of the listed inventors after a diligent effort.

Several attempts have been made to contact John L. McCrackin, including letters of March 10, June 24 and July 28, 2004 enclosed herewith, as mailed to Mr. McCrackin's last known address.

Respectfully submitted,

PAUL L. TUPPER ET AL.


09/30/2004 BABRAHA1 00000025 10804717

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130.00 OP

By: Price, Heneveld, Cooper,
DeWitt & Litton, LLP

9-27-04
Date


Brian E. Ainsworth
Registration No. 45 808
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(1918-2000)

LLOYD A. HENEVELD
(1925-2000)

THOMAS M. MCKINLEY
(1947-1994)

March 10, 2004

Mr. John L. McCrackin
1118 Spencer, NE
Grand Rapids, Michigan 40505

Re: United States Patent Application
Entitled **PEDESTAL SYSTEM**
Our File : STE01 P1167
Your Ref. : PA-123891-0-USA

Dear Mr. McCrackin:

Enclosed is a draft of the above-identified application for United States patent, including a copy of the preliminary drawings for use in this application.

Please review the enclosed patent application critically, making certain that the description discloses the best mode presently contemplated for practicing the invention. Any changes which you believe should be made or considered in this draft of the patent application may be made in ink directly on the draft, preferably initialing and dating the margin adjacent any such change.

If this patent application is satisfactory, please execute both the Declaration and Assignment by signing and dating the same in **blue ink**. If major changes are desired, a revised draft will be submitted, and execution of the Declaration and Assignment should be deferred until that time.

The enclosed Declaration is in a simplified form suggested by the Patent and Trademark Office which has explained that the inventor need not understand the technical implications, but only what subject matter is being claimed. If you have any questions regarding this, please contact us.

The United States Patent and Trademark Office will publish the patent application at approximately eighteen months unless you can certify that your invention has not and will not be the subject of a patent application in another country that requires eighteen-month publication. The Patent Office will charge a \$300 publication fee if and when your patent issues. Unless requested to do otherwise, we will allow the present patent application to be published. Please note that, subject to a number of conditions, any patent issuing from the application includes the right to obtain a

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Mr. John L. McCrackin
March 10, 2004
Page -2-

reasonable royalty from a person making or using your invention beginning on the date of publication. If you are aware of someone making or using your invention, please let us know immediately so that we may ensure that the patent application covers your invention as made or used by others. Furthermore, if you become aware of someone making or using your invention after the application has been published, please let us know immediately so that we may determine the proper action to take. If you have any questions concerning the publication of this application, please contact us.

After your review has been completed, please return all of the enclosed documents, with your comments, to our office. Please make sure that the formal papers (Declaration and Assignment) have been properly executed and are being returned to us, if the application was generally satisfactory. A complete copy of this application in its final form will be forwarded to you at the time we send the original to Washington, D.C., for filing in the Patent and Trademark Office.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian E. Ainsworth", written in a cursive style.

Brian E. Ainsworth

BEA:kjc
Enclosures

PRICE, HENEVELD, COOPER, DEWITT & LITTON, LLP

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June 24, 2004

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Our File : STE01 P1167
Your Ref. : PA-123891-0-USA

Dear Mr. McCrackin:

With our letter to you of March 10, 2004, we forwarded a Declaration and an Assignment in connection with the above-captioned U.S. patent application. To date, we have not received these executed documents, and it is important that they be filed in the U.S. Patent and Trademark Office as soon as possible.

Please sign and date these documents and return them to us as soon as possible. Enclosed is a copy of our letter of March 10, 2004 as a reminder of the details involved and another copy of the Declaration and Assignment.

Sincerely,

Brian E. Ainsworth

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Enclosures

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Price, Heneveld, Cooper, Dewitt, & Litton
REMINDER

Date July 28, 2004

Dear Mr. McCrackin:

With our letter to you of March 10, 2004, we forwarded a Declaration and an Assignment in connection with the above-captioned U.S. patent application. To date, we have not received these executed documents, and it is important that they be filed in the U.S. Patent and Trademark Office as soon as possible.

Please sign and date these documents and return them to us as soon as possible. Enclosed is a copy of our letter of March 10, 2004 as a reminder of the details involved and another copy of the Declaration and Assignment.

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